

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

WILLIAM J. WHITSITT,
Petitioner,
v.
STATE OF CALIFORNIA,
Respondent.

Case No. 2:21-cv-02019-JDP (HC)

ORDER DIRECTING PETITIONER TO FILE
AN APPLICATION TO PROCEED IN
FORMA PAUPERIS OR PAY THE FILING
FEE

Petitioner, a county inmate proceeding pro se, has filed an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner has not, however, filed an *in forma pauperis* affidavit or paid the required filing fee (\$5.00). *See* 28 U.S.C. §§ 1914(a); 1915(a). Petitioner will be provided the opportunity to either submit the appropriate affidavit in support of a request to proceed *in forma pauperis* or submit the appropriate filing fee.

In accordance with the above, it is hereby ORDERED that:

1. Petitioner shall submit, within thirty days from the date of this order, either an affidavit in support of his request to proceed *in forma pauperis* or the appropriate filing fee.
2. Petitioner's failure to comply with this order will result in a recommendation that this action be dismissed.

1 3. The Clerk of the Court is directed to send petitioner a copy of the *in forma pauperis*
2 form used by this district.

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4 IT IS SO ORDERED.
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6 Dated: November 3, 2021
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JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE

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